

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Andrea Piva et al.
 Title: USE OF BACTERIOCIN FOR THE AMELIORATION OF
 DIGESTIVE FUNCTIONALITY
 Serial No.: 10/551,536
 International
 Filing Date: March 25, 2004
 International
 Application No.: PCT/IB2004/000885
 Customer No.: 000116
 Docket: 38826

LETTER

Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated May 9, 2006, (copy enclosed) applicant encloses herewith the required Declaration and Power of Attorney. As regards the \$330 additional claim fee, the claims of record at the time the U.S. application was filed on March 25, 2004 consisted of 15 claims amended per the IPER prepared by the EPO as the International preliminary examining authority and then transmitted to the International Bureau. A copy of the IPER amended claim sheets is included. The Preliminary Amendment filed with the U.S. application was based on these amended claims and, therein, original claims 1-15 were cancelled and new claims 16-28 were added containing no multiple dependencies. Consideration and entry of the Preliminary Amendment submitted March 25, 2004 is accordingly respectfully requested. Our check in the amount of \$65 is enclosed to cover the late filing fee surcharge.

If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 38826.

Adjustment date: 07/10/2006 ATRANI
 06/08/2006 NKAYPAGH 00000092 160820 10551536
 02 FC:2615 150.00 CR

Respectfully submitted,
 PEARNE & GORDON LLP

By John P. Murtaugh
 John P. Murtaugh, Reg. No. 34226

Adjustment date: 07/10/2006 ATRANI
 06/08/2006 NKAYPAGH 00000093 160820 10551536
 01 FC:2617 1801 East 9th Street, Suite 1200
 Cleveland, Ohio 44114-3108
 (216) 579-1700
 Date: 5-30-06

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

06/08/2006 NKAYPAGH 00000092 160820 10551536
 01 FC:2617 65.00 DP
 02 FC:2615 150.00 CR

John P. Murtaugh
 Name of Attorney for Applicant(s)
5-30-06 John P. Murtaugh
 Date Signature of Attorney

06/08/2006 NKAYPAGH 00000093 160820 10551536
 01 FC:2616 180.00 CR

FEE VALUE	
ACCOUNT NO.	
DEPOSIT ACCOUNT NO.	
16	0820
265	150
264	180